

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit: 1649
)
ALBRECHTSEN, et al.) Examiner: BALLARD, K.
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Serial No.: 10/567,365) Washington, D.C.
)
Filed: October 20, 2008) June 14, 2010
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For: COMPOUNDS COMPRISING LPA) Docket No.: ALBRECHTSEN=2
)
) Confirmation No.: 2440

ELECTION WITH TRAVERSE

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Sir:

In response to the restriction (election) requirement mailed March 15, 2010, please enter the following response.

1. In response to the group level restriction, applicants elect group I with traverse. Additionally, applicants elect SEQ ID NO:1 and SEQ ID NO:2 with traverse.

2. The Examiner urges that the inventions do not relate to a single general inventive concept under PCT Rule 13.1 because there is no unifying (same or corresponding) special technical feature within the meaning of claim 2. More particularly, the examiner argues that the claims are directed to multiple products (i.e., polypeptides that differ in structure and function). We traverse.

PCT Rule 13.2 does not contain a per se prohibition on claiming "multiple products". If "multiple products" are unified by one or more of the same or corresponding special technical features, they are to be examined together.

The claims set presents only one product (compound) claim in independent form, that being claim 1. That claim defines the compounds of the invention as comprising two individual sequences, at least one of them comprising a particular amino acid sequence, the two sequences being connected by a linker of